

The Court, having considered the January 13, 2010, Motion to Correct Subfile Order (Doc. No. 5411), filed by the State of New Mexico *ex rel.* State Engineer (“State”), and being otherwise fully advised in the premises, finds that the State’s Motion is well taken and that it should be GRANTED:

1. Order No. 1330 entered on May 24, 1978, in Subfile No. 8.7, is hereby corrected to clarify that the Court's *Order Applying Priority Date for Juan Manuel Lucero and Lower Manuel Andres Trujillo Ditch to Individual Subfiles* (Doc. No. 5284, May 21, 2009), which applied the 1829 ditch-wide priority date adopted for by the Court for the Juan Manuel Lucero Community Ditch and the Lower Manuel Andres Trujillo Ditch to surface water rights served by

those two acequias, applies to the diversion of both surface and supplemental groundwater under the adjudicated water right in Subfile No. 8.7. Accordingly, the 1829 priority date adopted by the Court for the water right in Subfile No. 8.7, which supersedes the 1878 priority date stated in Order No. 1330, applies to supplemental groundwater diversion from Well No. RG-29644 for irrigation of Tract 8.7.

2. Paragraph 5 of Order No. 1330 is corrected to state the following:

**A. Surface Waters**

**State Engineer's File No.: 057, 0931**

**Priority: 1829**

**Points of Diversion:**

**Ditches: (1) Lower Manuel Andres Trujillo Ditch  
(2) Juan Manuel Lucero Community Ditch**

**Locations: (1) The Manuel Andres Trujillo Ditch diverts out of the north bank of the Arroyo Seco located in the Antonio Martinez or Godoi Grant. The position of this diversion on the New Mexico Coordinate System, Central Zone, is: x=692,310 and y=1,999,550, New Mexico State Plane Coordinate System, Central Zone, NAD 1927.**

**(2) The Juan Manuel Lucero Community Ditch diverts from the south bank of the Rio Lucero in the Tenorio Tract, Taos Pueblo Grant. The position of this diversion is: x=703,450 and y=1,997,400, New Mexico State Plane Coordinate System, Central Zone, NAD 1927.**

**B. Underground waters**

**State Engineer's File No.: RG-29644**

**Priority: 1829**

**Point of Diversion: Well RG-29644 is located in the Antonio Martinez or Godoi Grant. The position of this well on the New Mexico Coordinate System, Central Zone, is: x=688,390 and y=1,986,280.**

<b>Location:</b>		<b>Acreage:</b>
<b>New Mexico State</b>	<b>State Engineer</b>	
<b>Assessment Survey</b>	<b>Hydrographic Survey</b>	
<b>Pt. of Tr. 2.12.27</b>	<b>8.7</b>	<b>13.6 acres</b>
<b>Pt. of Tr. 2.12.28</b>	<b>8.7</b>	<b>29.9 acres<sup>1</sup></b>
<b>Pt. of Tr. 2.12.33</b>	<b>8.7</b>	<b>5.5 acres</b>
<b>Pt. of Tr. 2.13.10</b>	<b>8.7</b>	<b>15.2 acres</b>
<b>Pt. of Tr. 2.13.13</b>	<b>8.7</b>	<b>1.6 acres</b>
<b>Pt. of Tr. 2.13.25</b>	<b>8.7</b>	<b>3.5 acres</b>
<b>Pt. of Tr. 2.15.1</b>	<b>8.7</b>	<b><u>23.7 acres</u></b>
	<b>TOTAL</b>	<b>93.0 acres</b>

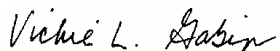
**All as shown on State Engineer Hydrographic Survey  
Map Sheet No. 8, Tract 7.**

3. Except as provided in this Order, all other elements of the water right remain as stated in Order No. 1332 and subsequent orders of the Court.



**BRUCE D. BLACK**  
**UNITED STATES DISTRICT JUDGE**

Recommended for approval:



**VICKIE L. GABIN**  
**SPECIAL MASTER**

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<sup>1</sup> Contrary to the Motion, the correct acreage for this parcel is 29.9, as stated in the Amended Order (May 24, 1978, Doc. No. 1330), for a total of 93.0 acres. This total is reflected on Map Sheet No. 8.